

UNITED STATES BANKRUPTCY  
COURT DISTRICT OF  
MASSACHUSETTS (CENTRAL  
DIVISION)

In re:

GEORGE L. COTE,

Debtor.

Chapter 7  
Case No. 15-42383-CJP

**DEBTOR'S ATTORNEY'S MOTION TO BE REMOVED AS DEBTOR'S COUNSEL**

Debtor's Counsel respectfully seeks the Court's permission to allow Debtor's Counsel to be removed from representation of Debtor, George L. Cote (Debtor) based upon a total breakdown of the attorney/client relationship and Debtor's Counsel's inability to arrange for substitute counsel at Northeast Legal Aid (NLA), which organization assigned the case to Debtor's Counsel when she was affiliated with NLA as a part-time contract worker.

1. Current Debtor's Counsel was assigned the Debtor's active collection case by Northeast Legal Aid when another attorney left that organization. Debtor's Counsel had worked for NLA as a volunteer since 2009 and as a part-time contract attorney since 2012, primarily in the area of debt collection defense and Chapter 7 relief.
2. After lengthy discussion with the Debtor regarding Debtor's options, and after assurance from Debtor that he understood all of the requirements necessary to receive Chapter 7 relief, on December 7, 2015, Debtor's Counsel filed a petition under Chapter 7 of the United States Bankruptcy Code, 11 U.S.C. §§ 101-1532 on behalf of the Debtor.

3. Shortly after the date of filing, Debtor's Counsel's relationship with Debtor suffered irreparable damage. Debtor's Counsel has not spoken or otherwise communicated with Debtor since December 18, 2015. From that time, Debtor and Debtor's Counsel communicated entirely through Stefanie Balandis, the newly appointed Assistant Director of NLA who started at the Lowell Office of NLA, on or around December, 2015.

4. Debtor's Counsel requested on several occasions, that representation of Debtor be transferred to another attorney, but submitted to Ms. Balandis' request that Debtor's Counsel stay on the case through the Bankruptcy Code § 341(a) (the “§ 341(a) Meeting”) due to lack of an experienced replacement within the organization.

5. On March 28, 2016, Debtor's Counsel left the employ of NLA, and provided the organization with a drafted and signed copy of a Request to Withdraw as Counsel and Allow Substitution of Counsel.

6. To date, Debtor's Counsel is not aware that any motion for substitute counsel has been filed.

7. Debtor's Counsel is aware of Standing Order 2013-02 and the court's clarity on the issue of attorney withdrawal. Debtor's Counsel is also aware of her ethical responsibility to zealously represent Debtor, but finds that it is not possible to do so for a client with whom she is not in communication, and over whom she has had no influence since December 18, 2015.

For all reasons stated above, I, Robin L. Munson, respectfully request that the Court approve my Motion to Be Removed as Debtor's Counsel.

Submitted this day, April 9, 2016, by :



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Robin L. Munson

Munson Law Offices  
25 Central Street, Unit 4  
Lowell, MA 01854  
MA Bar # 672996  
978-735-4574

**CERTIFICATE OF SERVICE**

I, Robin L. Munson, do hereby certify that on this day, April 9, 2016, I did serve a true and accurate copy of the above pleading upon those persons registered with the Court's ECF system, pursuant to the ECF system:

Richard T. King, Esq.  
Assistant U.S. Trustee  
Office of U.S. Trustee  
446 Main Street, 14th Floor  
Worcester, MA 01608

Joseph H. Baldiga  
BBO #549963  
Mirick, O'Connell, DeMallie & Lougee, LLP  
1800 West Park Drive, Suite 400  
Westborough, MA 01581-3926

Additionally I served a true and accurate copy of the pleading upon those persons listed immediately below by first class mail postage prepaid on this day, April 9, 2016:

Commonwealth of Massachusetts Department of Revenue Litigation Bureau, Bankruptcy Unit P.O. Box 9564 Boston, MA 02114-9564	Internal Revenue Service Special Process Unit P.O. Box 9112 Boston, MA 02203	Internal Revenue Service Centralized Insolvency Operation PO Box 7346 Philadelphia, PA 19101-7346
George L. Cote 320 Adams Street, Apt. 201 Lowell, MA 01854	United States Attorney John Joseph Moakley United States Courthouse One Courthouse Way Suite 9200 Boston, MA 02210	
Robert White 20 Williams St. Lowell, MA 01852	Aspen MasterCard P.O. Box 105555 Atlanta, GA 30348-5555	Capital One Bank P.O. Box 30281 Salt Lake City, UT 84130- 0281
City of Lowell 1365 Middlesex Street Lowell, MA 01851	Credit One Bank PO Box 98873 Las Vegas, NV 89193	David Lu 28 Murray Lane Lowell, MA 01852
Diversified Consultants 10550 Derwood PK B, Suite 309 Jacksonville, FL 32256	First Premier Bank 3820 N. Louis Ave Sioux Falls, SD 57107	Ford Credit PO Box 542000 Omaha, NE 68154-8000

Georgia Power  
2500 Patrick Henry Pkwy  
Bin #80002  
McDonough, GA 30253-4298

Great Plains Lending, LLC  
7490 HWY 177  
Red Rock, OK 74651

Massachusetts DOT  
RMV Division Section 5  
PO Box 55897  
Boston, MA 02205

Richard E. MacDonald  
1080 Main Street  
Tewksbury, MA 01876

Saints Memorial Medical Center  
1 Hospital Drive  
Lowell, MA 01852

Stuart's Automotive, Inc.  
97 Tanner Street  
Lowell, MA 01852

United Auto Credit Corp. PO  
Box 14217  
Irvine, CA 92623-4217

David Lu  
24 Old Farm Way  
Chelmsford, MA 01824

David Lu  
15 Clare Street  
Lowell, MA 01854

First Premier Bank  
601 S. Minnesota Ave.  
Sioux Falls, SD 57104

First Premier Bank  
PO Box 5147  
Sioux Falls, SD 57117-5147

First Premier Bank  
PO Box 5519  
Sioux Falls, SD  
57117-5519

Lawrence District Court 2  
Appleton Street  
Lawrence, MA 01840-1573

Lowell District Court  
41 Hurd Street  
Lowell, MA 01852



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Robin L. Munson  
BBO# 672996  
Munson Law Offices  
25 Central Street, Unit 4  
Lowell, MA 01852  
978-735-4574